

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**  
(Only for new nonprovisional applications under 37 CFR 1.53(b))  
**1c772 U.S. PTO**



04/20/01

Attorney Docket No.	206399NS2RD
First Inventor or Application Identifier	Masahiro TAKAGI
Title	COMMUNICATION DEVICE AND COMMUNICATION CONTROL METHOD USING LOWER LAYER DATA TRANSMISSION ORDER CONTROL AT UPPER LAYER
Assignee Name:	KABUSHIKI KAISHA TOSHIBA
Assignee Address:	72, Horikawa-cho, Saiwai-ku, Kawasaki-shi, Kanagawa-ken, Japan

04/20/01

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents

- 1.  Fee Transmittal Form (e.g. PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
- 2.  Specification Total Sheets **36**
- 3.  Drawing(s) (35 U.S.C. 113) Total Sheets **12**  
**(Formals)**
- 4.  Oath or Declaration Total Pages **3**
  - a.  Newly executed (original)
  - b.  Copy from a prior application (37 C.F.R. §1.63(d))  
(for continuation / divisional w/ box 17 completed)
  - i.  DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §1.63(d)(2) and 1.33(b).
- 5.  CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
- 6.  Nucleotide and/or Amino Acid Sequence Submission  
*(if applicable, all necessary)*
  - a.  Computer Readable Form (CRF)
  - b. Specification or Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  Paper
  - c.  Statements verifying identity of above copies

**ADDRESS TO:** Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

**ACCOMPANYING APPLICATION PARTS**

- 7.  Assignment Papers (cover sheet & document(s))
- 8.  Application Data Sheet. See 37 CFR 1.76
- 9.  37 C.F.R. §3.73(b) Statement  Power of Attorney  
*(when there is an assignee)*
- 10.  English Translation Document *(if applicable)*
- 11.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations (2)
- 12.  Preliminary Amendment
- 13.  White Advance Serial No. Postcard
- 14.  Certified Copy of Priority Document(s)  
*(if foreign priority is claimed)*
- 15.  Applicant claims small entity status.  
See 37 CFR 1.27
- 16.  Other: Notice of Priority, Statement of Relevancy

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below:

Continuation     Divisional     Continuation-in-part (CIP)    of prior application no.:

Prior application information: Examiner:

Group Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. Amend the specification by inserting before the first line the sentence:

- This application is a  Continuation  Division  Continuation-in-part (CIP)  
of application Serial No. Filed on
- Which was published in English
- Which was not published in English
- This application claims priority of provisional application Serial No. Filed

**19. CORRESPONDENCE ADDRESS**



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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) Masahiro TAKAGI

SERIAL NO: New Application

FILING DATE: Herewith

FOR: COMMUNICATION DEVICE AND COMMUNICATION CONTROL METHOD USING LOWER LAYER  
DATA TRANSMISSION ORDER CONTROL AT UPPER LAYER

## FEE TRANSMITTAL

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	15 - 20 = 0		x \$18 =	\$0.00
INDEPENDENT CLAIMS	4 - 3 = 1		x \$80 =	\$80.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS (If applicable)			+ \$270 =	\$0.00
<input type="checkbox"/> LATE FILING OF DECLARATION			+ \$130 =	\$0.00
			BASIC FEE	\$710.00
			TOTAL OF ABOVE CALCULATIONS	\$790.00
<input type="checkbox"/> REDUCTION BY 50% FOR FILING BY SMALL ENTITY				\$0.00
<input type="checkbox"/> FILING IN NON-ENGLISH LANGUAGE			+ \$130 =	\$0.00
<input type="checkbox"/> RECORDATION OF ASSIGNMENT			+ \$40 =	\$0.00
			TOTAL	\$790.00

Please charge Deposit Account No. 15-0030 in the amount of A duplicate copy of this sheet is enclosed.

A check in the amount of **\$790.00** to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to Deposit Account No. 15-0030.  
A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

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